

**FULBRIGHT & JAWORSKI L.L.P.**

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**FACSIMILE TRANSMISSION****GROUP 1600****DATE:** December 2, 2002**MATTER NUMBER:** 10016654

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Examiner Konstantina Katcheves	(703) 305-3014	

**FROM:** David L. Parker      **USER ID:** DP01982      **FLOOR:** 20**PHONE:** (512) 536-3055      **FAX:** (512) 536-4598**RE:** UTXC:504**NUMBER OF PAGES WITH COVER PAGE:** 26**Message:**

RE: SN 08/726,211

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December 2, 2002

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being transmitted to: Assistant Commissioner for Patents, Washington, D.C. 20231, Attn: Examiner Konstantina Katcheva, GAU 1636, facsimile number (703) (703) 305-3014 on the date below.	
<u>December 2, 2002</u> Date	_____ David L. Parker

Commissioner for Patents  
Washington, D.C. 20231

*Re:* SN 8/726,211 entitled "INHIBITION OF BCL-2 PROTEIN EXPRESSION BY LIPOSOMAL ANTISENSE OLIGODEOXYNUCLEOTIDES" by Mar Tormo et al.  
Our ref: UTXC:504/10016654 Client ref: MDA96-020

Commissioner:

Please find enclosed a Substitute Preliminary Amendment and Remarks for filing in the above-referenced patent application.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTXC:504.

Very truly yours,

David L. Parker  
Reg. No. 32,165

DLP/lb  
Enclosures

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**Assistant Commissioner for Patents, Washington, D.C. 20231, Attn:**  
**Examiner Konstantina Katcheves, GAO 1636, Facsimile number (703)**  
**(703) 305-3014 on the date below.**

\_\_\_\_\_  
December 2, 2002 \_\_\_\_\_  
 Date \_\_\_\_\_  
 David L. Parker

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 Yeto  
 12-3-02  
 PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Mar Tormo  
 Ana M. Tari  
 Gabriel Lopez-Berestein

**Serial No.:** 08/726,211

**Filed:** October 4, 1996

**For:** INHIBITION OF BCL-2 PROTEIN  
 EXPRESSION BY LIPOSOMAL  
 ANTISENSE  
 OLIGODEOXYNUCLEOTIDES

**Group Art Unit:** 1636

**Examiner:** K. Katcheves

**Atty. Dkt. No.:** UTXC:504

**SUBSTITUTE PRELIMINARY AMENDMENT AND REMARKS**

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

This substitute preliminary amendment is filed in response to the communication dated November 1, 2002, and is intended to take the place of the preliminary amendment and remarks filed August 8, 2002. As pointed out in the November 1, 2002 communication, the previous amendment contained certain errors in that it assumed that certain claims were pending when in fact they were not. The communication suggested resubmitting the amendment to present the erroneously amended claims as new claims. The present substitute amendment thus requests the